



## **Federal Highway Administration**

### **Notice of Final Federal Agency Actions on Proposed Bridge in City of Corvallis, Benton County, Oregon**

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Notice of Limitation on Claims for Judicial Review of Actions by FHWA.

**SUMMARY:** This notice announces actions taken by the FHWA that are final. The actions relate to a proposed highway project, OR 34: Van Buren Bridge Project, over the Willamette River, in City of Corvallis, Benton County, Oregon. Those actions grant approvals for the project.

**DATES:** By this notice, FHWA is advising the public of final agency actions subject to 23 U.S.C. 139(l)(1). A claim seeking judicial review of the Federal agency actions on the highway project will be barred unless the claim is filed on or before **[INSERT DATE 150 DAYS AFTER DATE OF PUBLICATION IN THE *FEDERAL REGISTER*]**. If the Federal law that authorizes judicial review of a claim provides a time period of less than 150 days for filing such claim, then that shorter time period still applies.

**FOR FURTHER INFORMATION CONTACT:** Thomas Parker, Environmental Program Manager, FHWA Oregon Division Office, 530 Center St., NE, Salem, OR 97301, Office Hours: 7:00 am to 4:30 pm, Office Phone: 503-316-2547, Email: [thomas.w.parker@dot.gov](mailto:thomas.w.parker@dot.gov). You may also contact Christine Hildebrant, Senior Project Manager, ODOT Region 2 Area 4, 3700 SW Philomath Boulevard SW, Corvallis, OR 97333, Office Phone: 503-971-2044, Office Hours: 8:00 am – 5:00 pm, Email: [Christine.D. Hildebrant@odot.state.or.us](mailto:Christine.D.Hildebrant@odot.state.or.us).

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that FHWA has taken final agency action subject to 23 U.S.C. 139(l)(1) by issuing approvals for the following bridge project in the State of Oregon. The OR34: Van Buren Bridge Project proposes to

construct a new bridge crossing of the Willamette River in Corvallis, Oregon, along with associated surface street improvements. The purpose of the proposed project is to provide a seismically resilient Van Buren Avenue bridge across the Willamette River that meets modern design standards, safety requirements, and ADA standards, while providing access for emergency, commercial, freight, and river traffic, and multi-modal transportation, but not limiting future options associated with the North Bypass concept developed in the 1980's to improve capacity and congestion in downtown Corvallis. [Federal ID No. S210(022)]. The actions by the agencies, and the laws under which such actions were taken, are described in the Categorical Exclusion (CE), approved on December 2, 2022. The OR 34: Van Buren Bridge Project and other project records are available by contacting FHWA or Oregon DOT at the addresses provided above. The CE and can be viewed and downloaded from the project Web site at <https://www.oregon.gov/odot/projects/pages/project-details.aspx?project=20688> or obtained from any contact listed above. This notice applies to all Federal agency decisions that are final as of the issuance date of this notice and all laws under which such actions were taken, including but not limited to:

1. *General*: National Environmental Policy Act (NEPA) [42 U.S.C. 4321-4351]; Federal-Aid Highway Act [23 U.S.C. 109 and 23 U.S.C. 128].
2. *Air*: Clean Air Act [42 U.S.C. 7401-7671q].
3. *Land*: Section 4(f) of the Department of Transportation Act of 1966 [49 U.S.C. 303; 23 U.S.C. 138]; Landscaping and Scenic Enhancement (Wildflowers) [23 U.S.C. 319].
4. *Wildlife*: Endangered Species Act [16 U.S.C. 1531-1544 and Section 1536]; Marine Mammal Protection Act [16 U.S.C. 1361-1423h]; Fish and Wildlife Coordination Act [16 U.S.C. 661-667d]; Migratory Bird Treaty Act [16 U.S.C. 703-712].

5. *Historic and Cultural Resources*: Section 106 of the National Historic Preservation Act of 1966, as amended [54 U.S.C. 306108]; Archeological Resources Protection Act of 1977 [54 U.S.C. 312501–312508]; Native American Grave Protection and Repatriation Act (NAGPRA) [25 U.S.C. 3001-3013].
6. *Historic and Cultural Resources*: Section 106 of the National Historic Preservation Act of 1966, as amended [54 U.S.C. 306108]; Archeological Resources Protection Act of 1977 [54 U.S.C. 312501–312508]; Native American Grave Protection and Repatriation Act (NAGPRA) [25 U.S.C. 3001-3013].
7. *Social and Economic*: American Indian Religious Freedom Act [42 U.S.C. 1996]; Farmland Protection Policy Act (FPPA) [7 U.S.C. 4201-4209].
8. *Wetlands and Water Resources*: Clean Water Act (Section 404, Section 401, Section 319) [33 U.S.C. 1251-1387]; Land and Water Conservation Fund (LWCF) [16 U.S.C. 4601-4604]; Safe Drinking Water Act (SDWA) [42 U.S.C. 300f-300j-26]; Rivers and Harbors Act of 1899 [33 U.S.C. 401-406]; Wild and Scenic Rivers Act [16 U.S.C. 1271-1287]; Emergency Wetlands Resources Act, [16 U.S.C. 3901, 3921]; Wetlands Mitigation [23 U.S.C. 119(g) and 133(b)(14)]; Flood Disaster Protection Act, 42 U.S.C. 4012a, 4106].
9. *Executive Orders*: E.O. 11990 Protection of Wetlands; E.O. 11988 Floodplain Management; E.O. 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations; E.O. 11593 Protection and Enhancement of Cultural Resources; E.O. 13007 Indian Sacred Sites; E.O. 13287 Preserve America; E.O. 13175 Consultation and Coordination with Indian Tribal Governments; E.O. 11514 Protection and Enhancement of Environmental Quality; E.O. 13112 Invasive Species.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

(Authority: 23 U.S.C. 139(l)(1))

**Keith Lynch,**

*Division Administrator,*

*Salem, Oregon.*

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